

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, AUGUST 13, 2009.

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Thursday August 13, 2009.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Gracious God, as we begin this and every day may our hearts and minds be filled with Your peace and joy. We place our trust and confidence in You and in Your often mysterious ways which we, at times, find difficult to understand or accept. As thoughtful people, however, we know from experience that Your ways are not always our ways of dealing with people, issues and especially conflicts. In Your goodness grant us the patience, the wisdom and the personal integrity to address all legislative and personal matters in a fair, honorable and just manner. May our decisions and choices be based on traditional philosophical principles and moral values. Teach us in these uneasy and troublesome economic times to be aware of the needs of the people in our communities with a special emphasis on children, seniors and families.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

Prayer.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. Vallee of Franklin) congratulating Joel R. Cavossa on receiving the Eagle Award of the Boy Scouts of America;

Joel R.
Cavossa.

Resolutions (filed by Mr. Vallee of Franklin) congratulating Benjamin C. Miller on receiving the Eagle Award of the Boy Scouts of America; and

Benjamin
C. Miller.

Resolutions (filed by Mr. Vallee of Franklin) congratulating Andrew S. Turgeon on receiving the Eagle Award of the Boy Scouts of America;

Andrew S.
Turgeon.

Mr. Binienda of Worcester, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Pedone of Worcester, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Keenan of Salem, petition (accompanied by bill, House, No. 4112) of John D. Keenan (with the approval of the mayor and city council) that the city of Salem be authorized to establish the election calendar for said city. To the committee on Election Laws.

Salem,— election calendar.

By Mr. Torrisi of North Andover, petition (accompanied by bill, House, No. 4113) of David M. Torrisi, Steven A. Baddour and others (by vote of the town) that the town of North Andover be authorized to incur debt for the replacement of overhead utilities. To the committee on Municipalities and Regional Government.

North Andover,— utilities.

Severally sent to the Senate for concurrence.

Mr. Torrisi of North Andover presented a petition (subject to Joint Rule 12) of David M. Torrisi, Steven A. Baddour and others that cities and towns be authorized to establish group health insurance committees; and the same was referred, under Rule 24, to the committee on Rules.

Municipal health insurance committees.

Papers from the Senate.

A petition of Robert A. O’Leary, Timothy R. Madden and Cleon H. Turner for legislation to establish the Nantucket Community Housing Bank, came from the Senate referred, under suspension of Joint Rule 7B, to the committee on Revenue.

Nantucket,— housing bank.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2123) was referred, in concurrence, to the committee on Revenue.

Petitions were referred, in concurrence, under suspension of Joint Rule 12, as follows:

A petition (accompanied by bill, Senate, No. 2125) of John A. Hart, Jr., for legislation to establish a sick leave bank for Ellen Starck, an employee of the Massachusetts Parole Board. To the committee on Public Service.

Ellen Starck,— sick leave bank.

A petition (accompanied by bill, Senate, No. 2124) of Joan M. Menard, Patricia A. Haddad, David B. Sullivan, Kevin Aguiar and others for legislation to designate a certain bridge in the city of Fall River and the town of Somerset as the Veterans Memorial Bridge. To the committee on Transportation.

Fall River and Somerset,— bridge.

Reports of Committees.

By Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Antonio F. D. Cabral for legislation to establish a sick leave bank for Joanna Cross, an employee of the Department of Transitional Assistance. To the committee on Public

Joanna Cross,— sick leave bank.

Service.

Petition (accompanied by bill) of Kelsey J. Sullivan for legislation to designate Ludwig van Beethoven as the official musician of the Commonwealth. To the committee on State Administration and Regulatory Oversight.

Ludwig van
Beethoven,—
official musician.

Petition (accompanied by bill) Robert M. Koczera and Mark C. Montigny relative to designating a portion of Route 140 in the city of New Bedford as the Korean Veterans' Memorial Roadway; and

Korean Veterans'
Memorial
Roadway.

Petition (accompanied by bill) of James M. Murphy for legislation to require that the Registrar of Motor Vehicles collect emergency contact information from certain persons;

Severally to the committee on Transportation.

Under suspension of the rules, on motion of Mr. Smizik of Brookline, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill relative to a new public safety facility lease in the town of Burlington (House, No. 4056, amended) be scheduled for consideration of the House.

Burlington,—
safety facility lease.

Under suspension of Rule 7A, on motion of Mr. Pedone of Worcester, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the Historic Districts Commission of the town of Concord (House, No. 632) [Local Approval Received].

Concord,— historic
commission.

By the same member, for the same committee, on a petition, a Bill to establish a department of public works in the town of Hadley (House, No. 1913) [Local Approval Received].

Hadley,— public
works department.

By the same member, for the same committee, on a petition, a Bill relative to the development of certain town land in the town of Chatham (House, No. 3823) [Local Approval Received].

Chatham,— town
land development.

By the same member, for the same committee, on a petition, a Bill relative to the charter of the town of Orleans (House, No. 4086) [Local Approval Received].

Orleans,— town
charter.

By the same member, for the same committee, on House, No. 4087, a Bill authorizing the town of Harwich to convey certain recreational land (House, No. 4208) [Local Approval Received].

Harwich,—
recreational land.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Engrossed Bills.

Engrossed bills

Establishing a sick leave bank for Theodore S. Bielecki, an employee of the Department of Correction (see Senate No. 2110) (which originated in the Senate); and

Bills
enacted.

Designating a certain flagpole at Lawrence Heritage State Park as the Mary L. Girouard flagpole (see House bill printed as Senate, No. 1470)

(which originated in the House);

In respect to each of which the Senate had concurred in adoption of the emergency preamble, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Senate bills

Relative to the use of certain bond proceeds in the town of Rutland (Senate, No. 2033); and

Relative to the recreation revolving fund in the town of Rutland (Senate, No. 2077);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

Third
Reading
bills.

House bills

Authorizing the city of Salem to grant a liquor license to Derby Deli, Inc. (House, No. 1128) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the town of Nahant to issue bond anticipation notes (House, No. 1133) (its title having been changed by the committee on Bills in the Third Reading);

Establishing a sick leave bank for Judith Fitzsimmons, an employee of the Trial Court (House, No. 1886);

Establishing a sick leave bank for Bruce Bagdasarian, an employee of the Department of Mental Health (House, No. 1915) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the town of Fairhaven to assess certain betterments (House, No. 3473) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Id.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

Next
sitting.

At nineteen minutes after eleven o'clock A.M., on motion of Mr. deMacedo of Plymouth (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.